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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/527,703	10/13/2005	Motoo Sumida	47237-0528-00-US (216939)	5291
55694 7590 08/13/2010 DRINKER BIDDLE & REATH (DC) 1500 K STREET, N.W. SUITE 1100 WASHINGTON, DC 20005-1209			EXAMINER LILLING, HERBERT J	
			ART UNIT 1657	PAPER NUMBER
			NOTIFICATION DATE 08/13/2010	DELIVERY MODE ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10527703 (216939)	10/13/05	SUMIDA ET AL.	47237-0528-00-US

DRINKER BIDDLE & REATH (DC)
1500 K STREET, N.W.
SUITE 1100
WASHINGTON, DC 20005-1209

EXAMINER

HERBERT J. LILLING

ART UNIT	PAPER
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1657 20100810

DATE MAILED:

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Commissioner for Patents

The office action of August 6, 2010 as being not compliance to an amendment has been vacated.

It was determined upon further review that this Examiner overlooked the remarks pertaining to the issue of submitting the claims that Applicant had "...a listing of all claims readable thereon.", thus in compliance. Examiner contacted Attorney Brian K. Lathrop, Ph.D Registration No. 43,740 indicating that no response is due since this Examiner had inadvertently missed the above election of species and this Examiner will submit an office action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HERBERT J. LILLING whose telephone number is 571-272-0918. The examiner can normally be reached on WORK AT HOME MAXIFLEX. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jon Weber can be reached on 571-272-0925. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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Art Unit 1657
August 10, 2010

/HERBERT J LILLING/
Primary Examiner, Art Unit 1657